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5/23/03

PATENT  
Customer Number: 22,852  
Attorney Docket No. 7414.0043-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Dale BASKIN et al. ) Group Art Unit: 1637  
)  
Application No.: 09/818,086. ) Examiner: Joyce TUNG  
)  
Filed: March 26, 2001 )  
)  
For: METHODS OF DETERMINING )  
THE PRESENCE OF )  
POLYNUCLEOTIDES )  
EMPLOYING AMPLIFICATION )

RECEIVED

MAY 14 2003

Assistant Commissioner for Patents  
Washington, DC 20231

TECH CENTER 1600/2900

Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE**

**STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after a Final Office Action and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e). Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Each document listed on the attached Form PTO 1449 was first cited in a communication in a counterpart Patent Cooperation Treaty application, and this

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05/13/2003 NMGHAMM1 00000111 09818086

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Information Disclosure Statement is being filed within three months of the mailing date printed on that communication.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

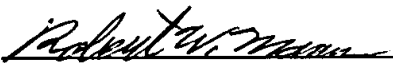
Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: May 9, 2003

By:   
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